


**DELEGATION OF AUTHORITY
CLEAN AIR ACT (CAA)**

Noncompliance Penalty: Granting of Exemptions

1. **AUTHORITY.** Pursuant to Section 120(a)(2)(B) the Clean Air Act, to grant any exemptions from noncompliance penalties mandated by Section 120 of the CAA.
2. **TO WHOM REDELEGATED.** To the Director, Office of Compliance and Enforcement, or equivalent.
3. **LIMITATIONS.**
 - a. Prior to granting an exemption for inability to comply for reasons entirely beyond the owner's control, the office director must consult with the AA for OECA.
 - b. The AA for OECA may grant an exemption in cases that the AA initiated and must notify the affected office director prior to exercising this authority.
 - c. The AA for OECA may waive, in writing, the consultation requirement.
4. **REDELEGATION AUTHORITY.**
 - a. This authority may be redelegated to the unit manager level, and no further.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **SUPERSESSION.** This delegation supersedes R10 7-43 (05/28/2004) and any other delegation of the same authority.
6. **ADDITIONAL REFERENCES.**
 - a. Section 120(a)(2)(B) of CAA.
 - b. EPA Delegation 7-43.

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Date


Michelle L. Pirzadeh
Acting Regional Administrator